IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928

Crl.MC.No. 397 of 2007()

CRMP.270/2007 of JUDL.MAGISTRATE OF FIRST CLASS-II(FOREST OFFENCES),PUNALUR

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PETITIONER: ACCUSED 1 TO 3

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1. MUSTHAKEEN, S/O.ABDUL RAHIMAN MARAKAR,
   51, MUTHUMURI CHETTI STREET, CHENNAI CITY,
   CHENNAI-600 001.

2. ABBAS, S/O.SAYED SULAIMAN,
   K.K.KOTTA 3/33, AMDHAR THERUVE,
   ENAMSAMAYAPURAM VILLAGE, MANACHANALLOOR TAL
   THIRACHI, TAMIL NADU.

3. PEER MUHAMMED, S/O.SHAIK SALAVUDEEN,
   3/1 KAFUR SAHIB STREET, RAYAPPATTA,
   CHENNAI-14, TAMIL NADU.

BY ADV. SRI.D.KISHORE

RESPONDENTS: STATE AND COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
   ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

2. THE FOREST RANGE OFFICER,
   PARUTHIPPALLY RANGE.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 05/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.397 of 2007

Dated this the 5th day of March 2007

O R D E R

The learned Public Prosecutor, after taking instructions, submits that the investigating officer may be granted two months further time from today to complete the investigation. In the peculiar facts and circumstances of this case, I am satisfied that the investigator can be granted two months further time to complete the investigation. Thereafter, the petitioner shall be at liberty to apply again to the learned Magistrate for release of the passport. They shall apprise the learned Magistrate of the specific need of the passport for them - that is, where they have to go, for what period of time they require the passport and all other details. The learned Magistrate must then consider such request and pass appropriate orders. The pendency of the investigation, if not completed within that period, shall not be reckoned as a valid reason to deny that relief.

2. This Criminal Miscellaneous Case is accordingly dismissed with the above observation.

(R.BASANT, JUDGE)

jsr

R.BASANT, J

C.R.R.P.No.

ORDER

21ST DAY OF JULY 2006